

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA) Magistrate No. 08MJ0512
Plaintiff,) COMPLAINT FOR VIOLATION OF:
v.) Title 18 U.S.C. § 3144
Adrian TEJADA-Garduña (1)) F.R.Crim.P. [Material Witness]
Jose CHICAS-Martinez (2))
Milton MONROY-Perez (3)) RELATED TO 08MJ8498, 08MJ8499
Gerardo AVILA-Tobanche (4)) and 08CR1696-H
Francis TINOCO-Velasquez (5))
Ruben VALADEZ-Arrendondo (6))
Eusebio MARTINEZ-Perez (7))
Melkin LINCONA-Ovando (8))
Miguel NAJERA-Lopez (9))
Brenda GARCIA-Ontiveros (10))
Material Witnesses.)

The undersigned complainant being duly sworn states:

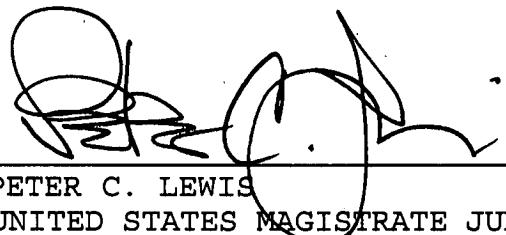
That on or about June 4, 2008, within the Southern District of California, material witnesses, Adrian TEJADA-Garduza, Jose CHICAS-Martinez, Milton MONROY-Perez, Gerardo AVILA-Tobanche, Francis

1 TINOCO-Velasquez, Ruben VALADEZ-Arrendondo, Eusebio MARTINEZ-Perez,
2 Melkin LINCONA-Ovando, Miguel NAJERA-Lopez, Brenda GARCIA-Ontiveros
3 are witnesses in support of complaints filed against CARLOS RAMOS-
4 GALDAMEZ and JOUANNI FRANCISCO PEREZ-TINOCO, in violation of Title
5 42, U.S.C. § 408(a)(7)(B), False Representation of a Social
6 Security Number. It is impracticable to secure the presence of the
7 above-referenced material witnesses by subpoena. The affiant
8 further alleges that the above-referenced material witnesses are
9 citizens and natives of Mexico and Honduras with no legal right to
10 remain in the United States, and have no apparent means of support
11 or family ties. Therefore, the above-referenced material witnesses
12 are material witnesses under Title 18, United States Code, Section
13 3144.

15 This complainant states that this complaint is based on the
16 attached Statement of Facts incorporated herein by reference.
17

18 
19 DIANA LACUESTA
20 Special Agent
21 U. S. Immigration & Customs
22 Enforcement

22 SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 6TH DAY
23 OF JUNE, 2008.

24 
25 PETER C. LEWIS
26 UNITED STATES MAGISTRATE JUDGE
27
28

1 UNITED STATES OF AMERICA

2 v.

3 Adrian TEJADA-Garduza (1)

4 Jose CHICAS-Martinez (2)

5 Milton MONROY-Perez (3)

6 Gerardo AVILA-Tobanche (4)

7 Francis TINOCO-Velasquez (5)

8 Ruben VALADEZ-Arrendondo (6)

9 Eusebio MARTINEZ-Perez (7)

10 Melkin LINCONA-Ovando (8)

11 Miguel NAJERA-Lopez (9)

12 Brenda GARCIA-Ontiveros (10)

13 STATEMENT OF FACTS

14 On June 4, 2008, at approximately 1220 hours, U.S. Immigration
15 & Customs Enforcement Special Agents executed an arrest warrant on
16 JOUANNI FRANCISCO PEREZ-TINOCO at a location near the Intersection
17 of Forrester and Keystone Roads in Imperial County. During the
18 execution of the warrant agents encountered eighteen (18) illegal
19 aliens leaving the location. All eighteen (18) illegal aliens were
20 arrested and transported to the U. S. Border Patrol Station in
21 Imperial, California.

22 On June 4, 2008, at approximately 1815 hours, U.S. Immigration
23 & Customs Enforcement Special Agents executed an arrest warrant on
24 CARLOS RAMOS-GALDAMEZ at a separate location in northern Imperial
25 County. During the execution of the warrant, agents encountered
26 thirteen (13) illegal aliens leaving the location. All thirteen
27

1 (13) illegal aliens were arrested and transported to the U. S.
2 Border Patrol Station in Imperial, California.
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4 JOUANNI FRANCISCO PEREZ-TINOCO and CARLOS RAMOS-GALDAMEZ are
5 both former or current supervisors/foremen employed by Boss 4
6 Packing.
7

8 Material Witnesses Francis David TINOCO-Velasquez and Melkin
9 LICONA-Obando stated they are citizens of Honduras. Material
10 Witnesses Gerardo AVILA-Tobanche, Ruben VALADEZ-Arredondo, Jose
11 CHICAS-Martinez, Miguel NAJERA-LOPEZ, Milton MONROY-Perez, Adrian
12 TEJADA-Garduza, Eusebio MARTINEZ-Perez, and Brenda GARCIA-Ontiveros
13 stated they are citizens of Mexico. All the material witnesses
14 stated they have no legal immigration documents to enter, remain,
15 or work in the United States legally.
16

17 Material Witnesses Francis David TINOCO-Velasquez, AVILA,
18 CHICAS, NAJERA, MONROY, TEJADA, MARTINEZ, and GARCIA stated they
19 are current or former employees of Boss 4 Packing and were issued
20 paychecks bearing fraudulent social security numbers and/or names
21 by employees of Boss 4.
22

23 Material Witness TINOCO-Velasquez stated he is a former
24 employee of Boss 4 Packing. TINOCO-Velasquez explained that he was
25 issued paychecks bearing fraudulent names and social security
26 numbers. The checks were issued by his former supervisor/foreman
27 Carlos RAMOS or JOUANNI FRANCISCO PEREZ-TINOCO, AKA: "Chapo".
28 Currently, TINOCO-Velasquez is employed by Collazo Packing and is

1 supervised by PEREZ-TINOCO.

2
3 Material Witness AVILA stated he was formerly employed by Boss
4 Packing. Currently he is employed by "Collazo Packing". AVILA is
5 issued paychecks containing fraudulent information from his foreman
6 PEREZ-TINOCO.

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8 Material Witness VALADEZ stated he is formerly employed by
9 Boss 4 and currently employed by "Collazo Packing". VALADEZ is
10 supervised by PEREZ-TINOCO. VALADEZ stated he was issued pay checks
11 with fraudulent names and social security numbers by PEREZ-TINOCO
12 while employed by Boss 4 Packing.

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14 Material Witness CHICAS stated he is supervised by RAMOS.
15 CHICAS informed RAMOS of his illegal immigration status. CHICAS
16 stated he has received paychecks which bear fraudulent names and
17 social security numbers from Boss 4 Packing.

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19 Material Witness NAJERA stated has been supervised by both
20 PEREZ-TINOCO and RAMOS. Employees of Boss 4 Packing provided him
21 with a fraudulent social security number.

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23 Material Witness MONROY stated he was provided a fraudulent
24 social security number by an employee of Boss 4 Packing. MONROY
25 has been supervised by both PEREZ-TINOCO and RAMOS. MONROY has
26 received paychecks with different fraudulent names and social
27 security numbers.

28 Material Witness TEJADA stated Boss 4 Packing provided him

1 with a fraudulent name and social security number. TEJADA has been
2 supervised by both RAMOS and PEREZ-TINOCO.

3
4 Material Witness MARTINEZ stated he informed his supervisors
5 that he was an illegal alien. MARTINEZ was provided with a
6 fraudulent name and social security number by an employee of Boss
7 4 Packing.

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9 Material Witness GARCIA stated she is employed by Boss 4
10 Packing. GARCIA was provided with a fraudulent name and social
11 security on her paychecks.

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